

**UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF MASSACHUSETTS**

C.A. NO. 05-40075FDS

DANIEL HOUDE,)
)
)
Plaintiff,)
)
)
v.)
)
ROBERT TURGEON, STEPHEN GUNNERSON,)
KEVIN JOHANSON, MATTHEW D'ANDREA,)
BRIAN HALLORAN, THOMAS DUFFY,)
SEAN MCCANN and CITY OF WORCESTER)
)
)
Defendants.)
)

**JOINT STATEMENT SUBMITTED PURSUANT
TO FED. R. CIV. P. 26(f) AND LOCAL RULE 16.1**

Plaintiff Daniel Houde (“Houde”) and Defendants Robert Turgeon, Stephen Gunnerson, Kevin Johanson, Matthew D’Andrea, Brian Halloran, Thomas Duffy, Sean McCann, and City of Worcester (“Defendants”) hereby submit this Joint Statement in accordance with Fed. R. Civ. P. 26(f) and Local Rule 16.1. Plaintiffs filed a Complaint in this action on May 17, 2005 and served Defendants. Defendants filed an Answer to the Complaint on September 14, 2005. Pursuant to a Notice of Scheduling Conference dated November 18, 2005, an initial scheduling conference is set to be held on December 8, 2005. The parties held the conference required by Rule 16(b) on December 5, 2005.

A. Proposed Pretrial Schedule

The parties propose that discovery and motion practice should proceed pursuant to the limits set forth in Local Rule 26.1(c), and according to the following schedule:

<u>Event</u>	<u>Date</u>
Initial Disclosures	January 2, 2005
Amendment of pleadings before	February 15, 2006
Parties complete all fact discovery before	June 1, 2006
Plaintiff serves its expert reports, if any, before	July 1, 2006
Defendant serves his expert reports, if any, before	August 1, 2006
Parties complete expert discovery before	September 1, 2006
Status Conference	September 15, 2006
Parties file dispositive motions before	November 1, 2006
Pre-trial Conference	November 15, 2006

B. Certifications

The certifications required by Local Rule 16.1(D)(3) will be filed separately by each party prior to the Scheduling Conference.

C. Magistrate Judge

The Plaintiff, at this time, does not consent to a trial by a magistrate judge, however, Defendants do consent to trial by a magistrate judge.

Respectfully submitted,

PLAINTIFF DANIEL HOUDE,

By his attorneys

/s/ Gregory T. Donoghue
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DEFENDANTS,

By their counsel,

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CERTIFICATE OF SERVICE

I hereby certify that on this date a true copy of the above document was served upon all counsel of record via pre-paid First Class, United States Mail.

Dated: December , 2005

Gregory T. Donoghue